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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/709,889

06/03/2004

Manabu Hashikura

39.043

3888

29453

7590

08/23/2005

JUDGE PATENT FIRM
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JAPAN

EXAMINER

NGUYEN, DAO H

ART UNIT

PAPER NUMBER

2818

DATE MAILED: 08/23/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/709,889

Applicant(s)

HASHIKURA ET AL.

Examiner

Dao H. Nguyen

Art Unit

2818

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11/01/2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 03 June 2004 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 1104.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

1. In response to the communications dated 06/03/2004 through 11/01/2004, claims 1-10 are active in this application.

Acknowledges

2. Receipt is acknowledged of the following items from the Applicant.

Information Disclosure Statement (IDS) filed on 11/01/2004. The references cited on the PTOL 1449 form have been considered.

Applicant is requested to cite any relevant prior art if being aware on form PTO-1449 in accordance with the guidelines set for in M.P.E.P. 609.

Foreign Priority

3. Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.

Drawings

4. The drawings are objected to for the following reasons.

The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they include the following reference sign(s) not mentioned in the description: Reference character "4" in figures 1. A proposed drawing correction, corrected drawings, or amendment to the specification to add the reference sign(s) in the description, are required in reply to the Office action to avoid abandonment of the application.

Specification

5. The specification is objected to for the following reason:

In the specification, the title should be placed on top of all parts. Therefore, the word "Description" should be placed below or after the title.

The abstract of the disclosure is objected to because it is not on a single sheet. The abstract should be in narrative form and generally limited to a single paragraph on a separate sheet within the range of 50 to 150 words. It is important that the abstract not exceed 150 words in length since the space provided for the abstract on the computer tape used by the printer is limited. The form and legal phraseology often used in patent claims, such as "means" and "said," should be avoided. The abstract should describe the disclosure sufficiently to assist readers in deciding whether there is a need for consulting the full patent text for details.

The language should be clear and concise and should not repeat information given in the title. It should avoid using phrases which can be implied, such as, "The disclosure concerns," "The disclosure defined by this invention," "The disclosure describes," etc.

6. The lengthy specification has not been checked to the extent necessary to determine the presence of all possible minor errors. Applicant's cooperation is requested in correcting any errors of which applicant may become aware in the specification.

Claim Rejections - 35 USC § 102

7. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

8. Claim(s) 1-10 are rejected under 35 U. S. C. § 102 (b) as being anticipated by U.S. Patent No. 6,508,884 to Kuibira et al.

Regarding claim 1, Kuibira discloses a holder 1 for use in semiconductor or liquid-crystal manufacturing devices, as shown in figs. 1-7, comprising:

a ceramic susceptor 10b&14; and

a composite of a ceramic 10a and a metal (col. 10, lines 53-63) furnished atop said ceramic susceptor 10b&14. See also col. 9, line 1 to col. 11, line 14.

Regarding claim 2, Kuibira discloses the holder wherein the Young's modulus of the ceramic-and-metal composite is 300 GPa or less. This is inherent properties of ceramic.

Regarding claim 3, Kuibira discloses the holder wherein the thermal conductivity of the ceramic-and-metal composite is 100 W/mK or more. See col. 5, lines 13-27.

Regarding claim 4, Kuibira discloses the holder wherein the thermal expansion coefficient of the ceramic-and-metal composite is 2.5×10^{-6} to 8.0×10^{-6} /°C. See col. 5, line 54 to col. 6, line 3.

Regarding claim 5, Kuibira discloses the holder further comprising a support part 2 supporting the ceramic-and-metal composite. See figs. 1-2.

Regarding claim 6, Kuibira discloses the holder further comprising a support part 2 supporting the ceramic susceptor. See figs. 1-2.

Regarding claim 7, Kuibira discloses the holder further comprising a support part 2 supporting both the ceramic-and-metal composite and the ceramic susceptor. See figs. 1-2.

Regarding claim 8, Kuibira discloses the holder wherein a coating 14b (fig. 7) is formed on at least a processed-object-retaining side of the holder 1. Note that as shown in fig. 7, holder 1 comprising a ceramic susceptor 14a, a composite of ceramic 10a and metal 12 furnished atop the ceramic susceptor 14a, with a coating 14b on top of metal layer 12.

Regarding claim 9, Kuibira discloses the holder wherein the ceramic-and-metal composite functions as an electrode. See col. 9, lines 1-53.

Regarding claim 10, Kuibira discloses the semiconductor or liquid-crystal manufacturing device in which the holder is installed. See figs. 1-2.

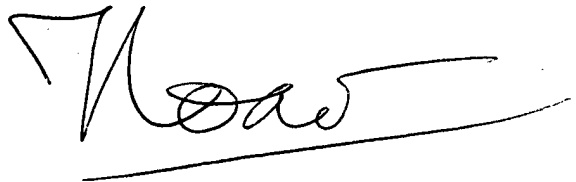
Conclusion

9. A shortened statutory period for response to this action is set to expire 3 (three) months and 0 (zero) day from the day of this letter. Failure to respond within the period for response will cause the application to become abandoned (see M.P.E.P 710.02(b)).

Art Unit: 2818

10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dao H. Nguyen whose telephone number is (571)272-1791. The examiner can normally be reached on Monday-Friday, 9:00 AM – 6:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Nelms can be reached on (571)272-1787. The fax numbers for all communication(s) is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (571)272-1625.

A handwritten signature in black ink, appearing to read 'Dao H. Nguyen', with a long horizontal line extending from the end of the signature.

Dao H. Nguyen
Art Unit 2818
August 19, 2005

A handwritten signature in black ink, appearing to read 'David Nelms', with a large loop at the top.

David Nelms
Supervisory Patent Examiner
Technology Center 2800